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UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

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JODI FENNELL,  
v.  
ST. JUDE'S RANCH FOR CHILDREN, et al.,  
Defendants.

\* \* \*

Case No. 2:15-cv-01466-APG-PAL  
**REPORT OF FINDINGS AND  
RECOMMENDATION**

12 This matter is before the court on Plaintiff Jodi Fennell's failure to comply with this  
13 court's Order (Dkt. #3) and Order to Show Cause (Dkt. #4).

14 On August 26, 2015, the court entered an Order (Dkt. #3) requiring Fennell to file a  
15 notice with the court disclosing all persons, associations of persons, firms, partnerships or  
16 corporations (including parent corporations) that have a direct, pecuniary interest in the outcome  
17 of the case on or before September 15, 2015. The order warned Fennell that her failure to  
18 comply "may result in the issuance of an order to show cause why sanctions should not be  
19 imposed." *Id.* Fennell failed to file the notice and did not request an extension of time in which  
20 to comply with the court's Order (Dkt. #3).

21 On September 22, 2015, the court entered an Order to Show Cause (Dkt. #4) because  
22 Fennell failed to comply with the court's previous Order (Dkt. #3). The court directed Fennell  
23 to show cause in writing no later than October 13, 2015, why she had not complied with the  
24 court's Order (Dkt. #3). The Order to Show Cause (Dkt. #4) advised Fennell that "[f]ailing to  
25 comply with court's orders may result in sanctions, up to and including case-dispositive  
26 sanctions." Fennell failed to file a response to the Order to Show Cause (Dkt. #4), and she has  
27 not requested an extension of time in which to do so.

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1 Fennell's willful failure to comply with the court's Orders is an abusive litigation practice  
2 that has interfered with the court's ability to hear this case, delayed litigation, disrupted the  
3 court's timely management of its docket, wasted judicial resources, and threatened the integrity  
4 of the court's orders and the orderly administration of justice. The notice is required for the  
5 court to assess whether a conflict of interest exists that requires an assigned judge to disqualify  
6 himself or herself. Sanctions less drastic than dismissal are unavailable because Fennell has  
7 willfully refused to comply with multiple court Orders.

8 Accordingly,

9 **IT IS RECOMMENDED** that Plaintiff Fennell's Complaint be **DISMISSED** unless  
10 she files the notice no later than **December 7, 2015**.

11 DATED this 16th day of November, 2015.

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14 PEGGY A. LEEN  
15 UNITED STATES MAGISTRATE JUDGE  
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